

EXHIBIT A

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

SHANNON WESTERMAN

Plaintiff

vs.

PAUL BASSETT AND PAUL BASSETT
TRUCKING, LLC
Defendant

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§
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Case No. _____

STATE COURT DOCUMENT INDEX

Plaintiff's Original Petition (filed November 3, 2020)	TAB 1
Civil Case Information Sheet	TAB 2
Civil Citation for Paul Bassett Trucking, LLC (filed November 4, 2020).	TAB 3
Civil Citation for Paul Bassett (filed November 4, 2020)	TAB 4
Return of Service (filed November 11, 2020)	TAB 5
State court docket sheet from <i>Shannon Westerman v. Paul Bassett and Paul Bassett Trucking, LLC</i> , Cause No. CC-20-04836-D, currently pending in the County Court at Law No. 4 of Dallas County, Texas.	TAB 6

TAB 1

CAUSE NO. CC-20-04836-DSHANNON WESTERMAN
Plaintiff,

v.

PAUL BASSETT and PAUL BASSETT
TRUCKING, LLC
Defendants.§
§
§
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§
§

IN THE COUNTY COURT

AT LAW NO. _____

DALLAS COUNTY, TEXAS

**PLAINTIFF'S ORIGINAL PETITION,
REQUEST FOR DISCLOSURE & JURY DEMAND****TO THE HONORABLE JUDGE OF SAID COURT:**

COMES NOW, SHANNON WESTERMAN (hereinafter referred to as "Plaintiff")
complaining of PAUL BASSETT and PAUL BASSETT TRUCKING, LLC, and for cause of action
would respectfully show unto the Court the following:

**I.
DISCOVERY LEVEL**

1.1 Plaintiffs' intend to conduct discovery under a Level 3 Discovery Plan per Rule
190.3, T.R.C.P.

**II.
PARTIES**

2.1 Plaintiff SHANNON WESTERMAN is a resident of Rockwall County, Texas. Her
drivers license number is xxxxx693 and her social security number is xxx-xx-x099.

2.2 Defendant, PAUL BASSETT TRUCKING, LLC, is a foreign limited liability
company formed and existing under the laws of the state of Idaho with its principal place of business
at 396 Pendlebury Lane, Blackfoot, Idaho 83221-2874. It may be served with process by serving
the Texas Secretary of State at 1019 Brazos Street, Austin, Texas, 78701, as its agent for service
because Paul Bassett Trucking, LLC engages in business in Texas but has not designated or
maintained a resident agent for service of process in Texas, as required by statute.

2.3 Defendant PAUL BASSETT, (“Defendant Bassett”) is an individual who resides at 455 N. Spruce Street, Blackfoot, Idaho 83221 and may be served with process at that address or wherever he may be found.

III. VENUE & JURISDICTION

3.1 Venue properly lies in Dallas County, Texas, under § 15.001 of the Tex. Civ. Prac. & Rem. Code, as it is where all or a substantial part of the events giving rise to this claim occurred.

3.2 Jurisdiction is proper in this Court because the amount in controversy exceeds the minimum jurisdictional limits of the Court. Plaintiffs seek monetary relief in excess of \$1,000,000 but not more than \$2,000,000.00.

IV. FACTS

4.1 On or about February 27, 2020, Plaintiff Shannon Westerman was traveling on 635N, just past the Northwest Hwy exit heading towards Forest Lane in Dallas County, Texas.

4.2 Contemporaneously a 2009 Western Star CT (the “Western Star”) towing a trailer and owned and driven by Defendant Paul Bassett, was also traveling northbound on Interstate 635 through Dallas, Texas, in the lane next to Plaintiff. Both Plaintiff and Defendant were driving in heavy stop and go traffic.

4.3 Defendant Bassett attempted to change lanes and did not see Plaintiff’s vehicle. He came into contact with Plaintiff’s vehicle on the side. As Plaintiff slowed down and turned on her hazards lights to get over in an attempt to exchange information from the initial impact, Defendant failed to control his speed and rear ended Plaintiff’s vehicle. The collision was significant, caused substantial damage to Plaintiff’s vehicle, and caused Plaintiffs’ to suffer immediate and ongoing physical and mental injury, pain, suffering and distress.

4.4 At all relevant times, including at the time of the collision and in the moments prior to the collision, both Defendant Bassett was operating as the agent, contractor, employee, and/or statutory employee of Defendant Paul Bassett Trucking, LLC (hereinafter referred to as “Bassett Trucking”), a federal motor carrier, USDOT #3187546.

4.5 At all relevant times, Defendant Bassett Trucking was in the business of owning, operating, and maintaining semi trucks for use in the interstate transport of goods, and in the business of hiring, training, and supervising drivers in furtherance of their business and business purpose.

4.6 At all relevant times, including at the time of the subject collision and the preceding moments, Defendant Bassett was operating the subject Western Star within the course and scope of his employment and in furtherance Bassett Trucking’s business and business purpose as a federal motor carrier.

4.7 At all relevant times, Defendant Bassett was not competent to operate the Western Star safely.

4.8 At all times material hereto, Plaintiff was operating her vehicle in a lawful and safe manner.

V. NEGLIGENCE

5.1 Plaintiff hereby incorporates the preceding paragraphs as if fully set forth herein verbatim.

5.2 Plaintiff’s injuries and damages were proximately caused by the negligent conduct of Defendants.

5.3 More specifically, Defendant Bassett was in breach of his duty of care and negligent by:

- (a) Failing to maintain a proper lookout;
- (b) Failing to obey the rules of the road;
- (c) Failing to control speed; and
- (d) Failing to maintain a single lane of traffic.

5.3 Defendant Bassett Trucking was in breach of its duty of care and negligent in that it hired Defendant Bassett who was not qualified or competent to operate the subject Western Star. Defendant Bassett Trucking was in further breach of its duty of care and negligent by thereafter failing to adequately or properly train and/or supervise Defendant Bassett in the safe operation of the subject Western Star.

5.4 Plaintiff would show that each of the foregoing acts and/or omissions constituted negligence and that one, more than one, or all of such acts and/or omissions and various combinations thereof were a proximate cause of the collision in question, and the serious damages sustained by Plaintiff.

VI.

NEGLIGENCE PER SE

6.1 Plaintiff hereby incorporates the preceding paragraphs as if fully set forth herein verbatim.

6.2 The occurrence made the basis of this suit as set forth in the preceding paragraphs, and the Plaintiff's resulting damages, were proximately caused by the *negligence per se* of Defendant Bassett in one or more of the following respects:

- (a) Defendant Bassett operated Defendant Bassett Trucking's vehicle at the time and on the occasion in question in willful or wanton disregard for the safety of persons or property, including the Plaintiff, in violation of Tex. Rev. Civ. Stat. Ann. Art. 6710d § 51; and
- (b) Defendant Bassett failed to control vehicle speed as necessary to avoid collision, in violation of Tex. Transp. Code §545.351.

- (c) Defendant Bassett failed to maintain a single lane of traffic safely, in violation of Tex. Transp. Code §545.060.

6.3 Plaintiff would show that each one of the foregoing acts and/or omissions constituted *negligence per se* and that one, more than one, or all of such acts and/or omissions and various combinations thereof were a proximate cause of the collision in question, and the serious damages incurred by the Plaintiff.

VII.
NEGLIGENCE, VICARIOUS LIABILITY, AND GROSS NEGLIGENCE

7.1 Plaintiff hereby incorporates the preceding paragraphs as if fully set forth herein verbatim.

7.2 Plaintiff's injuries and damages were proximately caused by the negligent conduct of Defendant Bassett Trucking and Defendant Bassett. Specifically, Defendant Bassett Trucking's employee was negligent by:

- (1) Driving the commercial truck negligently and recklessly;
- (2) Operating the commercial truck in violation of Tex. Transp. Code §545.060, by failing to maintain a single lane of traffic; and
- (3) Failure to use reasonable care and caution in driving the commercial truck.
- (4) Failing to adequately observe, train, and supervise Defendant Bassett.

7.3 Defendant Bassett Trucking is vicariously liable for the actions of their employee, since the employee was acting within the course and scope of their employment with Defendant Bassett Trucking. Further, Defendant Bassett is a statutory employee of Defendant Bassett Trucking under DOT regulations.

7.4 Defendant Bassett Trucking was also negligent by:

- (1) Failing to establish or implement a policy or procedure for the safe operation of semi-trucks;
- (2) Failing to exercise due care in the training of its employees; and/or

(3) Failing to follow its own policies or procedures with regard to safety.

7.5 Defendant Bassett Trucking also negligently hired Defendant Bassett and negligently entrusted the operation of the commercial truck to Defendant Bassett.

7.6 Plaintiff would show that each of the foregoing acts and omissions, singularly or in combination with others, constituted negligence, which was a proximate cause of the occurrence made the basis of this action and Plaintiff's injuries and damages.

7.7 Further, Plaintiff's injuries were proximately caused by the Defendants' gross negligence, as the term is defined in Tex. Civ. Prac. & Rem. Code Ann. § 41.001 et.seq, entitling Plaintiff to an award of exemplary damages.

VIII. **DAMAGES**

8.1 As a result of the incident described above, Plaintiff suffered serious injuries, some of which may never heal.

8.2 Accordingly, Plaintiff seeks damages for past medical expenses, future medical expenses, lost wages and impaired earning capacity, past pain and mental anguish, future pain and mental anguish, past physical impairment, future physical impairment, disfigurement and loss of the enjoyment of life, and other damages allowable under Texas law.

IX. **CONDITIONS PRECEDENT**

9.1 All conditions precedent to Plaintiff's right to recover for each of the foregoing causes of action and remedies have been performed or otherwise satisfied or have occurred.

X. **MISNOMER, ALTER-EGO and ASSUMED NAME**

10.1 In the event any parties are misnamed or not included herein, it is Plaintiff's contention that such was a "misnomer" and/or such parties are/were "alter egos" of parties' names herein. Plaintiff relies upon Vernon's Texas Revised Civil Statutes Annotated, Art 6133, et seq., and Rule 28 of the Texas Rules of Civil Procedure in order to properly identify the Defendants herein.

XI.
JURY TRIAL

11.1 Plaintiff respectfully requests a trial by jury in this cause.

XII.
REQUEST FOR DISCLOSURE

12.1 Pursuant to Rule 194.1 of the Texas Rules of Civil Procedure, Defendants' are requested to disclose, within 50 days of service of this request, the information and materials described in Rule 194.2.

XIII.
PRAYER

WHEREFORE, PREMISES CONSIDERED, the Plaintiff, SHANNON WESTERMAN, prays that the Defendants, PAUL BASSETT and PAUL BASSETT TRUCKING, LLC, be duly cited to appear and answer herein; and that upon final trial of this cause, Plaintiff's recover:

1. Judgment against Defendants for Plaintiff's actual damages as set forth above, in an amount in excess of the minimum jurisdictional limits of this Court;
2. Judgment against Defendants for special and consequential damages in an amount in excess of the minimum jurisdictional limits of the Court as alleged herein;
3. Exemplary damages;
4. Interest on said judgment at the maximum legal rate allowed by law from the date of such judgment;
5. Prejudgment interest at the maximum rate allowed by law;
6. Costs of court; and
7. Such other and further relief to which Plaintiff may be justly entitled.

Respectfully submitted:

VICE & HENLEY, PLLC

By: /s/ Dale H. Henley
DALE H. HENLEY
State Bar No. 24048148
dhenley@vicehenleylaw.com
J. SCOTT DILBECK
State Bar No. 24091123
sdilbeck@vicehenleylaw.com

5368 State Hwy. 276
Royse City, Texas 75189
(469) 402-0450
(469) 402-0461 (Facsimile)

ATTORNEYS FOR PLAINTIFF

TAB 2

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Shannon Westerman

(b) County of Residence of First Listed Plaintiff Rockwall County
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Vice & Henley, Dale H. Henley
5368 State Hwy. 276, Royse City, Texas

DEFENDANTS

Paul Bassett and Paul Bassett Trucking, LLC

County of Residence of First Listed Defendant Blackfoot (Bingham), ID
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

George Pappas and Stephanie Erhart, Sheehy, Ware &
Pappas, 2500 Two Houston Center, 909 Fannin Street,
Houston, Texas 77010

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☐ 2 U.S. Government Defendant
- ☐ 3 Federal Question
(U.S. Government Not a Party)
- ☒ 4 Diversity
(Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|---------------------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input checked="" type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance	PERSONAL INJURY	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 375 False Claims Act
<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 690 Other	<input type="checkbox"/> 423 Withdrawal 28 USC 157	<input type="checkbox"/> 376 Qui Tam (31 USC 3729(a))
<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 315 Airplane Product Liability		PROPERTY RIGHTS	<input type="checkbox"/> 400 State Reapportionment
<input type="checkbox"/> 140 Negotiable Instrument	<input type="checkbox"/> 320 Assault, Libel & Slander		<input type="checkbox"/> 820 Copyrights	<input type="checkbox"/> 410 Antitrust
<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 330 Federal Employers' Liability		<input type="checkbox"/> 830 Patent	<input type="checkbox"/> 430 Banks and Banking
<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 340 Marine		<input type="checkbox"/> 835 Patent - Abbreviated New Drug Application	<input type="checkbox"/> 450 Commerce
<input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans)	<input type="checkbox"/> 345 Marine Product Liability		<input type="checkbox"/> 840 Trademark	<input type="checkbox"/> 460 Deportation
<input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits	<input checked="" type="checkbox"/> 350 Motor Vehicle	LABOR	<input type="checkbox"/> 880 Defend Trade Secrets Act of 2016	<input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations
<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 355 Motor Vehicle Product Liability	<input type="checkbox"/> 710 Fair Labor Standards Act	SOCIAL SECURITY	<input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692)
<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 720 Labor/Management Relations	<input type="checkbox"/> 861 HIA (1395ff)	<input type="checkbox"/> 485 Telephone Consumer Protection Act
<input type="checkbox"/> 195 Contract Product Liability	<input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<input type="checkbox"/> 740 Railway Labor Act	<input type="checkbox"/> 862 Black Lung (923)	<input type="checkbox"/> 490 Cable/Sat TV
<input type="checkbox"/> 196 Franchise		<input type="checkbox"/> 751 Family and Medical Leave Act	<input type="checkbox"/> 863 DIWC/DIWW (405(g))	<input type="checkbox"/> 850 Securities/Commodities/Exchange
		<input type="checkbox"/> 790 Other Labor Litigation	<input type="checkbox"/> 864 SSID Title XVI	<input type="checkbox"/> 890 Other Statutory Actions
REAL PROPERTY	CIVIL RIGHTS	<input type="checkbox"/> 791 Employee Retirement Income Security Act	<input type="checkbox"/> 865 RSI (405(g))	<input type="checkbox"/> 891 Agricultural Acts
<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 440 Other Civil Rights	IMMIGRATION	FEDERAL TAX SUITS	<input type="checkbox"/> 893 Environmental Matters
<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 462 Naturalization Application	<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)	<input type="checkbox"/> 895 Freedom of Information Act
<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 896 Arbitration
<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 443 Housing/Accommodations			<input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision
<input type="checkbox"/> 245 Tort Product Liability	<input type="checkbox"/> 445 Amer. w/Disabilities - Employment			<input type="checkbox"/> 950 Constitutionality of State Statutes
<input type="checkbox"/> 290 All Other Real Property	<input type="checkbox"/> 446 Amer. w/Disabilities - Other			
	<input type="checkbox"/> 448 Education			
	PRISONER PETITIONS			
	Habeas Corpus:			
	<input type="checkbox"/> 463 Alien Detainee			
	<input type="checkbox"/> 510 Motions to Vacate Sentence			
	<input type="checkbox"/> 530 General			
	<input type="checkbox"/> 535 Death Penalty			
	Other:			
	<input type="checkbox"/> 540 Mandamus & Other			
	<input type="checkbox"/> 550 Civil Rights			
	<input type="checkbox"/> 555 Prison Condition			
	<input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☐ 1 Original Proceeding
- ☒ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from Another District (specify)
- ☐ 6 Multidistrict Litigation - Transfer
- ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
28 U.S.C. 1332, 1441 and 1446

Brief description of cause:
Personal injury related to automobile accident

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:
JURY DEMAND: ☒ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE _____ DOCKET NUMBER _____

DATE

SIGNATURE OF ATTORNEY OF RECORD

12/08/2020

Stephanie F. Erhart

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____

TAB 3

THE STATE OF TEXAS
CITATION

CAUSE NO. CC-20-04836-D
COUNTY COURT AT LAW NO. 4
Dallas County, Texas

TO:

PAUL BASSETT TRUCKING, LLC
SERVE THROUGH SECRETARY OF STATE, STATE OF TEXAS
PO BOX 12079 CITATION UNIT
AUSTIN TX 78711

PAUL BASSETT TRUCKING, LLC
396 PENDLEBURY LANE
BLACKFOOT ID 83221-2874

"You have been sued. You may employ an attorney. If you or your Attorney do not file a WRITTEN ANSWER with the clerk who issued this citation by 10:00 A.M. on the Monday next following the expiration of twenty days after you were served this citation and PLAINTIFF'S ORIGINAL PETITION REQUEST FOR DISCLOSURE & JURY DEMAND, a default judgment may be taken against you." Your answer should be addressed to the clerk of County Court at Law No. 4 of Dallas County, Texas at the Court House of said County, 600 Commerce Street, Suite 101, Dallas, Texas 75202.

SHANNON WESTERMAN
Plaintiff(s)

V.S.

PAUL BASSETT TRUCKING, LLC; PAUL BASSETT
Defendant(s)

filed in said Court on the 3rd day of November, 2020a copy of which accompanies this citation.

WITNESS: JOHN F. WARREN, Clerk of the County Courts of Dallas County, Texas. GIVEN UNDER MY HAND
AND SEAL OF OFFICE, at Dallas, Texas, and issued this 4th day of November, 2020 A.D.

JOHN F. WARREN, Dallas County Clerk

By Guisla Hernandez, Deputy
Guisla Hernandez



ATTORNEY
CITATION
PLAINTIFF'S ORIGINAL PETITION
REQUEST FOR DISCLOSURE & JURY
DEMAND

CC-20-04836-D

IN THE COUNTY COURT OF DALLAS
County Court at Law No. 4
Dallas County, Texas

SHANNON WESTERMAN, *Plaintiff(s)*

V.S.

PAUL BASSETT TRUCKING, LLC; PAUL
BASSETT, *Defendant(s)*

SERVE:

PAUL BASSETT TRUCKING, LLC
SERVE THROUGH SECRETARY OF
STATE, STATE OF TEXAS
PO BOX 12079 CITATION UNIT
AUSTIN TX 78711

PAUL BASSETT TRUCKING, LLC
396 PENDLEBURY LANE
BLACKFOOT ID 83221-2874

ISSUED THIS

4TH DAY OF NOVEMBER, 2020

JOHN F. WARREN, COUNTY CLERK
BY: GUISLA HERNANDEZ, DEPUTY

Attorney for Plaintiff

DALE HENLEY

MAYO MENDOLIA & VICE LLP

5368 STATE HWY 276

ROYSE CITY TX 75189

469-402-0450

NO OFFICER'S FEES HAVE BEEN
COLLECTED BY DALLAS COUNTY CLERK

OFFICER'S RETURN

CC-20-04836-D County Court at Law No. 4

SHANNON WESTERMAN vs. PAUL BASSETT TRUCKING, LLC, PAUL BASSETT

ADDRESS FOR SERVICE:
396 PENDLEBURY LANE
BLACKFOOT ID 83221-2874

Fees:

Came to hand on the _____ day of _____, 20_____, at _____ o'clock _____ .m., and executed in _____ County, Texas by delivering to PAUL BASSETT TRUCKING, LLC in person, a true copy of this Citation together with the accompanying copy of the PLAINTIFF'S ORIGINAL PETITION REQUEST FOR DISCLOSURE & JURY DEMAND with the date and service at the following times and places to-wit:

Name

Date/Time

Place, Course and Distance from Courthouse

And not executed as to the defendant(s), _____

The diligence used in finding said defendant(s) being:

and the cause or failure to execute this process is:

and the information received as to the whereabouts of said defendant(s) being:

Serving Petition and Copy \$ _____, Officer

Total \$ _____, County, Texas

By: _____, Deputy

_____, Affiant

TAB 4

THE STATE OF TEXAS
CITATION

CAUSE NO. CC-20-04836-D
COUNTY COURT AT LAW NO. 4
Dallas County, Texas

TO:

PAUL BASSETT
455 N SPRUCE STREET
BLACKFOOT ID 83221

“You have been sued. You may employ an attorney. If you or your Attorney do not file a WRITTEN ANSWER with the clerk who issued this citation by 10:00 A.M. on the Monday next following the expiration of twenty days after you were served this citation and PLAINTIFF'S ORIGINAL PETITION REQUEST FOR DISCLOSURE & JURY DEMAND, a default judgment may be taken against you.” Your answer should be addressed to the clerk of County Court at Law No. 4 of Dallas County, Texas at the Court House of said County, 600 Commerce Street, Suite 101, Dallas, Texas 75202.

SHANNON WESTERMAN
Plaintiff(s)

VS.

PAUL BASSETT TRUCKING, LLC; PAUL BASSETT
Defendant(s)

filed in said Court on the 3rd day of November, 2020a copy of which accompanies this citation.

WITNESS: JOHN F. WARREN, Clerk of the County Courts of Dallas County, Texas. GIVEN UNDER MY HAND AND SEAL OF OFFICE, at Dallas, Texas, and issued this 4th day of November, 2020 A.D.

JOHN F. WARREN, Dallas County Clerk

By Guisla Hernandez, Deputy
Guisla Hernandez



ATTORNEY

CITATION

PLAINTIFF'S ORIGINAL PETITION
REQUEST FOR DISCLOSURE & JURY
DEMAND

CC-20-04836-D

IN THE COUNTY COURT OF DALLAS
County Court at Law No. 4
Dallas County, Texas

SHANNON WESTERMAN, *Plaintiff(s)*

VS.

PAUL BASSETT TRUCKING, LLC;
PAUL BASSETT, *Defendant(s)*

SERVE:

PAUL BASSETT
455 N SPRUCE STREET
BLACKFOOT ID 83221

ISSUED THIS

4TH DAY OF NOVEMBER, 2020

JOHN F. WARREN, COUNTY CLERK
BY: GUISLA HERNANDEZ, DEPUTY

Attorney for Plaintiff

DALE HENLEY

MAYO MENDOLIA & VICE LLP
5368 STATE HWY 276
ROYSE CITY TX 75189
469-402-0450

NO OFFICER'S FEES HAVE BEEN
COLLECTED BY DALLAS COUNTY CLERK

OFFICER'S RETURN

CC-20-04836-D County Court at Law No. 4

SHANNON WESTERMAN vs. PAUL BASSETT TRUCKING, LLC, PAUL BASSETT

ADDRESS FOR SERVICE:

455 N SPRUCE STREET
BLACKFOOT ID 83221

Fees:

Came to hand on the _____ day of _____, 20_____, at _____ o'clock _____m., and executed in _____ County, Texas by delivering to PAUL BASSETT in person, a true copy of this Citation together with the accompanying copy of the PLAINTIFF'S ORIGINAL PETITION REQUEST FOR DISCLOSURE & JURY DEMAND with the date and service at the following times and places to-wit:

Name	Date/Time	Place, Course and Distance from Courthouse
_____	_____	_____

And not executed as to the defendant(s), _____

The diligence used in finding said defendant(s) being:

_____ and the cause or failure to execute this process is:

_____ and the information received as to the whereabouts of said defendant(s) being:

Serving Petition and Copy \$ _____, Officer _____

Total \$ _____, County, Texas

By: _____, Deputy

_____, Affiant

TAB 5

**THE STATE OF TEXAS
CITATION**

CAUSE NO. CC-20-04836-D
COUNTY COURT AT LAW NO. 4
Dallas County, Texas

TO:

PAUL BASSETT TRUCKING, LLC
SERVE THROUGH SECRETARY OF STATE, STATE OF TEXAS
PO BOX 12079 CITATION UNIT
AUSTIN TX 78711

PAUL BASSETT TRUCKING, LLC
396 PENDLEBURY LANE
BLACKFOOT ID 83221-2874

"You have been sued. You may employ an attorney. If you or your Attorney do not file a WRITTEN ANSWER with the clerk who issued this citation by 10:00 A.M. on the Monday next following the expiration of twenty days after you were served this citation and PLAINTIFF'S ORIGINAL PETITION REQUEST FOR DISCLOSURE & JURY DEMAND, a default judgment may be taken against you." Your answer should be addressed to the clerk of County Court at Law No. 4 of Dallas County, Texas at the Court House of said County, 600 Commerce Street, Suite 101, Dallas, Texas 75202.

SHANNON WESTERMAN
Plaintiff(s)

VS.

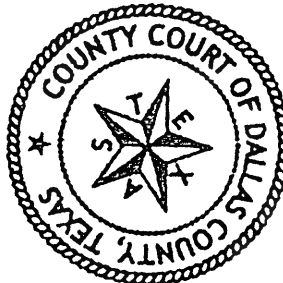
PAUL BASSETT TRUCKING, LLC; PAUL BASSETT
Defendant(s)

filed in said Court on the 3rd day of November, 2020a copy of which accompanies this citation.

WITNESS: JOHN F. WARREN. Clerk of the County Courts of Dallas County, Texas. GIVEN UNDER MY HAND
AND SEAL OF OFFICE, at Dallas, Texas, and issued this 4th day of November, 2020 A.D.

JOHN F. WARREN, Dallas County Clerk

By Guisla Hernandez, Deputy
Guisla Hernandez



ATTORNEY

CITATION

**PLAINTIFF'S ORIGINAL PETITION
REQUEST FOR DISCLOSURE & JURY
DEMAND**

CC-20-04836-D

IN THE COUNTY COURT OF DALLAS
County Court at Law No. 4
Dallas County, Texas

SHANNON WESTERMAN, *Plaintiff(s)*

VS.

PAUL BASSETT TRUCKING, LLC; PAUL
BASSETT, *Defendant(s)*

SERVE:

PAUL BASSETT TRUCKING, LLC
SERVE THROUGH SECRETARY OF
STATE, STATE OF TEXAS
PO BOX 12079 CITATION UNIT
AUSTIN TX 78711

PAUL BASSETT TRUCKING, LLC
396 PENDLEBURY LANE
BLACKFOOT ID 83221-2874

**ISSUED THIS
4TH DAY OF NOVEMBER, 2020**

JOHN F. WARREN, COUNTY CLERK
BY: GUISLA HERNANDEZ, DEPUTY

Attorney for Plaintiff

DALE HENLEY
MAYO MENDOLIA & VICE LLP
5368 STATE HWY 276
ROYSE CITY TX 75189
469-402-0450

NO OFFICER'S FEES HAVE BEEN
COLLECTED BY DALLAS COUNTY CLERK

CAUSE NO. CC-20-04836-D

Shannon Westerman	§	IN THE COURT OF
	§	
Plaintiff,	§	
VS.	§	DALLAS COUNTY, TEXAS
	§	
Paul Bassett Trucking, LLC, etal	§	
Defendant.	§	COUNTY COURT AT LAW 4

AFFIDAVIT OF SERVICE

On this day personally appeared Barbara Stinnett who, being by me duly sworn, deposed and said:

"The following came to hand on Nov 5, 2020, 1:30 pm,


CITATION WITH ATTACHED ORIGINAL PETITION, REQUEST FOR DISCLOSURE, & JURY DEMAND,

and was executed at 1019 Brazos St, Austin, TX 78701 within the county of Travis at 11:30 AM on Mon, Nov 09 2020, by delivering a true copy to the within named

PAUL BASSETT TRUCKING, LLC BY DELIVERING THROUGH THE TEXAS SECRETARY OF STATE, ACCEPTED BY WEB JEROME

in person, having first endorsed the date of delivery on same.

I am a person over eighteen (18) years of age and I am competent to make this affidavit. I am a resident of the State of Texas. I am familiar with the Texas Rules of Civil Procedure as they apply to service of Process. I am not a party to this suit nor related or affiliated with any herein, and have no interest in the outcome of the suit. I have never been convicted of a felony or of a misdemeanor involving moral turpitude. I have personal knowledge of the facts stated herein and they are true and correct."



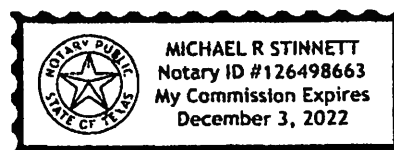
Barbara Stinnett
Certification Number: PSC1181
Certification Expiration: 7/31/22

BEFORE ME, a Notary Public, on this day personally appeared Barbara Stinnett, known to me to be the person whose name is subscribed to the foregoing document and, being by me first duly sworn, declared that the statements therein contained are within his or her personal knowledge and are true and correct.

SUBSCRIBED AND SWORN TO ME ON November 10, 2020.



Notary Public, State of Texas



Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Envelope ID: 47998698

Status as of 11/11/2020 10:15 AM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
DALE HHENLEY		amanning@vicehenleylaw.com	11/11/2020 10:11:21 AM	SENT

TAB 6

Case Information

CC-20-04836-D | SHANNON WESTERMAN vs. PAUL BASSETT TRUCKING, LLC, PAUL BASSETT

Case Number	Court	Judicial Officer
CC-20-04836-D	County Court at Law No. 4	ROSALES, PAULA
File Date	Case Type	Case Status
11/03/2020	DAMAGES (COLLISION)	OPEN

Party

PLAINTIFF
WESTERMAN, SHANNON

Active Attorneys ▼
Lead Attorney
HENLEY, DALE
Retained

DEFENDANT
PAUL BASSETT TRUCKING, LLC

Address
396 PENDLEBURY LANE
BLACKFOOT ID 83221-2874

DEFENDANT
BASSETT, PAUL

Address
455 N. SPRUCE STREET
BLACKFOOT ID 83221

Events and Hearings

11/03/2020 NEW CASE FILED (OCA)
11/03/2020 ORIGINAL PETITION ▼ PLAINTIFF'S ORIGINAL PETITION REQUEST FOR DISCLOSURE & JURY DEMAND Comment PLAINTIFF'S ORIGINAL PETITION REQUEST FOR DISCLOSURE & JURY DEMAND
11/04/2020 JURY TRIAL DEMAND
11/04/2020 ISSUE CITATION ▼ ISSUE CITATION ISSUE CITATION Comment E-SERVE ENV# 47810743
11/04/2020 CITATION (SERVICE)▼ Unserved Anticipated Server ATTORNEY Anticipated Method Unserved Anticipated Server ATTORNEY Anticipated Method
11/11/2020 RETURN OF SERVICE ▼ RETURN OF SERVICE
04/05/2021 DISMISSAL HEARING ▼ 3 CCL#4 Y LETTER Judicial Officer ROSALES, PAULA Hearing Time 9:00 AM

